GARY JOSEPHSON #5299
Assistant Attorney General
SEAN D. REYES #7969
Attorney General
Attorneys for Utah Insurance Department
160 East 300 South, Fifth Floor
P.O. Box 140874
Salt Lake City, UT 84114-0874
Telephone (801) 366-0375
Email: gjosephson@utah.gov

BEFORE THE INSURANCE COMMISSIONER OF THE STATE OF UTAH

UTAH INSURANCE DEPARTMENT,

Complainant,

VS.

FREESTONE INSURANCE COMPANY 5501 LBJ Freeway, Suite# 1200 Dallas Texas 75240, Company No. 1805

Respondent.

NOTICE OF INFORMAL AGENCY ACTION AND ORDER

Docket No. 2015-063 EX

Enforcement Case No. 3623

Mark E. Kleinfield Administrative Law Judge

The Utah Insurance Department has commenced this informal adjudicative proceeding pursuant to Utah Code Ann. § 31A-2-201, 31A-3-103 and 63G-4-201, and Utah Admin. Rules R590-102. Based upon information contained in agency files or known to the Department, the Department asserts the following facts:

FACTS

- 1. On July 22, 2014, an Order was issued by the Court of Chancery of the State of Delaware placing the Respondent in liquidation effective August 15, 2014 and appointing the Insurance Commissioner of the State of Delaware, Karen Stewart, as the liquidator.
- 2. On May 27, 2015, in response to a Utah Insurance Department inquiry, the Respondent responded that "due to the liquidation of Freestone Insurance Company, there is no objection to the revocation of the Certificate of Authority."

APPLICABLE LAW

- 1. With the Respondent being placed in liquidation by the State of Delaware, effective August 15, 2014, Respondent is in violation of Utah Code § § 31A-14-217 and 31A-27a-207(1)(b) on the basis of being financially impaired.
- 2. Respondent acknowledges its financial impairment, along with the resulting liquidation, and does not object to the revocation of its Certificate of Authority.

ORDER

IT IS HEREBY ORDERED:

- 1. Respondent Freestone Insurance Company's Utah Certificate of Authority is hereby revoked.
- 2. This Order shall become final fifteen (15) days after the date of mailing unless a written request for hearing is received from the Respondent in the offices of the Department prior to that date. A written Request for Hearing shall be signed by the person making the request and state the basis for the relief requested.
- 3. Failure to request a hearing will be considered a failure to exhaust administrative remedies and preclude any further administrative or judicial review or appeal of this matter.

Dated this	day of	Tone	, 2015.
------------	--------	------	---------

TODD E. KISER INSURANCE COMMISSIONER

MARK E. KLEINFIELD, Esq. Administrative Law Judge

Utah Department of Insurance

CERTIFICATE OF MAILING

I do hereby certify that on this date, I mailed by U. S. first class mail, postage prepaid, and e-mailed a true and correct copy of the attached **NOTICE OF INFORMAL AGENCY ACTION AND ORDER** to the following:

FREESTONE INSURANCE COMPANY
5501 LBJ FREEWAY, SUITE 1200
DALLAS TX 75240
ATTENTION: BETH PATTERSON

And

Beth.patterson@freestoneinsurance.com

Days

4